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DEFENDANT(S) NAME	DOB	ARREST CODE	DATE	TIME
NIGRO, GEORGE SALVATURE AR# 12-0259	09-25-55	484(a) P/C- PETTY THEFT	03-10- 2012	0623

**OFFICER 1:** M. COOGLE #129  
**OFFICER 2:** L. STERLING #103  
**SUPERVISOR:** D. McCALL #118  
**R:**  
**VICTIM:** McDONALD'S  
1413 VINE STREET  
LOS ANGELES, CA  
90028  
**PPA:** HERBERT GARCIA  
DOB: 10-30-82

**SOURCE OF ACTIVITY:**

THE ABOVE OFFICERS WERE WORKING AS CONTRACTED, UNIFORMED SECURITY OFFICERS FOR THE HOLLYWOOD BUSINESS IMPROVEMENT DISTRICT / ANDREWS INTERNATIONAL 6801 HOLLYWOOD BLVD #169 LOS ANGELES, CA 90028 (323) 465-0122. WE WERE ASSIGNED FB1.

**INVESTIGATION:**

WE RECEIVED A RADIO CALL FOR A 484 SUSPECT AT THE McDONALD'S LOCATED AT 1413 VINE STREET.

UPON ARRIVAL, WE MET WITH THE MANAGER- SORIANO MARTINEZ. HE POINTED TO A M/W (LATER ID'D AS GEORGE NIGRO) WHO WAS SITTING UPRIGHT AND SLEEPING AT A TABLE IN THE LOBBY AREA. SORIANO STATED THAT HE ORIGINALLY PURCHASED FOOD FROM PPA- GARCIA. AFTER EATING ALL BUT A BITE, NIGRO TRIED TO RETURN THE FOOD AND REQUEST THAT THEY REPLACE IT WITH TWO MORE SANDWICH ITEMS. GARCIA EXPLAINED HE HAD ALREADY EATEN THE FOOD AND HE COULD NOT REPLACE IT. NIGRO BEGAN TO YELL AT EMPLOYEES AND CAUSE A SCENE. SORIANO ATTEMPTED TO CALM NIGRO, BUT REFUSED TO GIVE HIM ADDITIONAL FOOD. NIGRO WALKED BEHIND THE COUNTER, BETWEEN THE REGISTERS AND THE FOOD AREA THEN TOOK TWO SAUSAGE EGG McMUFFIN SANDWICHES. HE TURNED AND WALKED BACK TO HIS TABLE THEN ATE THE SANDWICHES.

SUPERVISOR McCALL WAS ESCORTED TO THE OFFICE BY

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SORIANO WHO PLAYED A VIDEO DEPICTING THE INCIDENT. MCcALL COULD CLEARLY SEE THE ABOVE INCIDENT AS TOLD BY SORIANO.

WE ASKED GARCIA AND MARTINEZ IF HE WANTED NIGRO ARRESTED FOR THEFT AND THEY RESPONDED, "NO IF HE PAYS FOR THE FOOD; YES IF HE REFUSES TO PAY." AT WHICH TIME WE ACQUIRED A PPA- SIGNED BY HERBERT GARCIA WHO WAS THE CASHIER FOR THE ORIGINAL TRANSACTION AND AN EMPLOYEE OF THE McDONALD'S.

I APPROACHED AND AWOKE NIGRO, THEN EXPLAINED THAT HE HAD TWO OPTIONS- HE COULD PAY FOR THE FOOD THAT HE TOOK FROM BEHIND THE COUNTER OR BE ARRESTED FOR THEFT. HE STATED, "FINE, ARREST ME!" I EXPLAINED ALL HE HAD TO DO WAS PAY FOR THE FOOD AND HE COULD LEAVE. HE STATED, "NO, ARREST ME!"

WE PLACED TWO HANDCUFFS ON NIGRO DUE TO HIS SIZE AND ESCORTED HIM TO OUR VEHICLE. HE STATED HE COULD NOT GET INTO THE CAR BECAUSE HE COULD NOT LEFT HIS LEGS. I MOVED THE FRONT SEAT FORWARD WHICH ALLOWED PLENTY OF ROOM FOR HIM TO SIT COMFORTABLY INSIDE THE REAR SEAT OF THE VEHICLE. HE CONTINUED TO COMPLAIN ABOUT HOW HE COULD NOT ENTER OUR VEHICLE.

BECAUSE WE WERE UNABLE TO TRANSPORT NIGRO COMFORTABLY, WE CONTACTED LAPD TO RESPOND AT APPROXIMATELY 0625 HOURS.

AFTER A SHORT TIME, NIGRO STATED HE WOULD PAY FOR THE FOOD IF WE LET HIM GO. WE EXPLAINED THAT HE WAS UNDER ARREST AND WE CAN NOT REMOVE THE HANDCUFFS PER OUR POLICY.

HE WAS CONTINUOUSLY COMPLAINING HOW HIS HANDCUFFS WERE TOO TIGHT. WE PLACED ANOTHER SET (3 SETS OF HANDCUFFS) ON NIGRO AND ADJUSTED THE RATCHET PORTION WHERE THE CUFF COULD SLIDE OVER HIS WRIST BONE IN ATTEMPT TO MAKE HIM COMFORTABLE. WHILE HE WAS PARTIALLY SITTING ON THE BACK SEAT OF OUR VEHICLE, WITH HIS LEGS HANGING OUT OF THE OPEN DOOR, HE CONTINUED TO COMPLAIN ABOUT STANDING. HE WANTED TO SIT IN THE LOBBY OF THE McDONALD'S BUT WE ADVISED HIM HE IS NOT WELCOME IN THE BUSINESS AND IF HE RETURNS HE WILL BE ARRESTED FOR TRESPASS. NIGRO

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CONTINUED TO COMPLAIN ABOUT HIS HANDCUFFS BEING TOO TIGHT. McCALL CHECKED THE CUFFS AND HE COULD EASILY SLIDE HIS INDEX FINGER BETWEEN HIS WRIST AND THE LOCKED CUFF.

AT APPROXIMATELY 0715 HOURS, LAPD UNIT 6A67 (OFFICERS IGNACIO #39809 AND ZEHNER #39904) ARRIVED AT SCENE. THEY INTERVIEWED MANAGER- MARTINEZ AND PPA- GARCIA. THEY RETURNED AND ADVISED NIGRO IF HE PAYS FOR THE FOOD, HE WILL BE RELEASED. THE OFFICERS REMOVED THE HANDCUFFS AND NIGRO GAVE MONEY TO THE OFFICERS TO PAY THE BILL.

NIGRO TRIED TO COMPLAIN ABOUT THE HANDCUFFS TO THE LAPD OFFICERS, BUT THE OFFICERS ALSO AGREED THAT WE WENT ABOVE AND BEYOND TO ACCOMMODATE HIS COMFORT.

**ARREST:**

WE ADVISED NIGRO HE WAS BEING PLACED UNDER PRIVATE PERSONS ARREST (POWERS GRANTED BY 837 P/C) BY PPA- HERBERT GARCIA FOR 484(a) P/C- PETTY THEFT.

**BOOKING:**

NIGRO WAS RELEASED AT SCENE BY LAPD OFFICERS IGNACIO #39809 AND ZEHNER #39904 WITH THE ADVICE AND APPROVAL OF W/C LT PARDO.

**ADDITIONAL:**

I GAVE NIGRO A BUSINESS CARD WHICH INCLUDED OUR NAMES, THE DATE, LAPD OFFICERS AND THE CHARGE. HE ASKED FOR THE OWNER INFORMATION AND I POINTED TO OUR WEBSITE ON THE FRONT SIDE.

SUPERVISOR McCALL SPOKE WITH MARTINEZ REGARDING A DVD COPY OF THE INCIDENT. HE STATED HE WILL HAVE THE COPY LATER THIS AFTERNOON.

**EVIDENCE / PICTURES:**

A PHOTOCOPY OF THE RECEIPT IS ATTACHED TO THE REPORT.

**INJURY AND MEDICAL TREATMENT:**

OFFICERS OBSERVED A SMALL OPEN SORE ON NIGRO'S LEFT LEG- BELOW HIS SHIN. THE SORE WAS NOT AN INJURY RESULTING FROM OUR ARREST.

**PROPERTY TAKEN:**

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**1 2 FOOD**  
**\$4.12**

**SAUSAGE EGG McMUFFIN**

**TOTAL**

**\$4.12**

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Nigro, George, 9-25-55  
PC 484 (a) Petty Theft  
AR 12-0259



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